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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

JULIO CESAR MARTINEZ,
A29-162-220,

Petitioner,

v.

MICHAEL MUKASEY, Attorney General of
the United States;
MICHAEL CHERTOFF, Secretary for the
Department of Homeland Security;
THE UNITED STATES CITIZENSHIP AND
IMMIGRATION SERVICES ("USCIS");
EMILIO T. GONZALEZ, USCIS Director;
JOHN THOMPSON, USCIS Newark, New
Jersey District Director,
ROBERT S. MUELLER, III, Director, Federal
Bureau of Investigations ("FBI"),

Respondents.

Civ. No. 08-2354 (PGS)

ORDER

Upon consideration of the filing of a notice of dismissal by the plaintiff pursuant to Rule 41, Fed. R. Civ. P., it is hereby ORDERED that the instant action is hereby DISMISSED.

Dated: 9/9/08


Peter G. SHERIDAN, USDCJ